**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPLICATION NO. 139 OF 2007**

**IN**

**CRIMINAL APPEAL NO. 144 OF 2007**

Shafiq Shakurbhai Shaikh .... Applicant

Vs.

The State of Maharashtra .... Respondent

Mr. Milind Deshmukh for the Applicant.
Ms. P.H. Kantharia, APP for the Respondent.

**CORAM : SMT. V.K. TAHILRAMANI,J.**
**DATE : 15TH FEBRUARY 2007**

P.C.

1) Heard learned Advocate for the applicant and learned APP for the State.

2) The applicant has been convicted under Sections 307 and 452 of Indian Penal Code. The maximum sentence of imprisonment imposed on the applicant is 3 years. Mr. Deshmukh submitted that the applicant was on bail during the trial and he has not mis-used the liberty granted to him. This statement has not been controverted by the prosecution. Mr. Deshmukh further submitted that the maximum sentence imposed on the applicant is 3

years and appeal is not likely to be heard within the said period. Hence, he prayed for bail. Looking to the above facts and circumstances, I am inclined to release the applicant on bail.

3) The applicant be released on bail in the sum of Rs.20,000/- with one or two sureties to make up the said amount.

4) The applicant shall report once a week at Yavatmal Police Station till the disposal of the appeal.

5) Application is disposed of.

**( SMT.V.K. TAHILRAMANI, J.)**